

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Board of Patent Appeals and Interferences**

In re Patent Application of

PHILLIPS et al.

Serial No. 10/577,938

Filed: May 3, 2006

Title: STRAINED SEMICONDUCTOR DEVICES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Atty Dkt. SCS-124-1158

C# M#

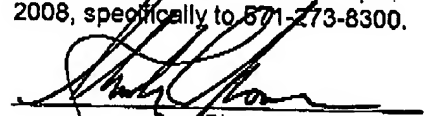
TC/A.U.: 2814

Examiner: H. Weiss

Date: March 31, 2008

**FACSIMILE CERTIFICATE**

I hereby certify that this  
correspondence is being transmitted  
by facsimile to the Patent and  
Trademark Office on March 31,  
2008, specifically to 571-273-8300.



Signature  
Stanley C. Spooner  
Reg. No. 27,393

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**MAR 31 2008**

No. of pages transmitted (including  
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Sir:

☐ **Correspondence Address Indication Form Attached.**
☒ **NOTICE OF APPEAL**

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences  
from the last decision of the Examiner twice/finally rejecting  
applicant's claim(s).

\$510.00 (1401)/\$255.00 (2401) \$ 510.00

☐ An appeal **BRIEF** is attached in the pending appeal of the  
above-identified application

\$510.00 (1402)/\$255.00 (2402) \$

☐ Credit for fees paid in prior appeal without decision on merits

-\$ ( )

☐ A reply brief is attached.

(no fee)

☒ Pre-Appeal Brief Request for Review form attached.

04/01/2008 VBUI11 00000049 141140 10577938  
01 FC:1401 510.00 DA

☒ Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s)

One Month Extension \$120.00 (1251)/\$80.00 (2251)  
Two Month Extensions \$460.00 (1252)/\$230.00 (2252)  
Three Month Extensions \$1050.00 (1253)/\$525.00 (2253)  
Four Month Extensions \$1640.00 (1254)/\$820.00 (2254) \$ 120.00

☐ "Small entity" statement attached.

Less month extension previously paid on

04/01/2008 VBUI11 00000049 141140 10577938  
02 FC:1251 120.00 DA -\$ ( )

**TOTAL FEE ENCLOSED \$ 630.00**

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
**The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed,  
or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this  
application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.**

901 North Glebe Road, 11<sup>th</sup> Floor  
Arlington, Virginia 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
SCS:kmm

NIXON & VANDERHYE P.C.  
By Atty: Stanley C. Spooner Reg. No. 27,393

Signature: **BEST AVAILABLE COPY**